

## Message Text

UNCLASSIFIED

PAGE 01 RECIFE 00155 221431Z  
ACTION SCSE-00

INFO OCT-01 ARA-14 ISO-00 SCA-01 L-03 /019 W  
-----036485 221436Z /43

P 221130Z JUL 77  
FM AMCONSUL RECIFE  
TO SECSTATE WASHDC 5806

UNCLAS RECIFE 0155

EO 11652: NA  
TAGS: CARR  
SUBJ: LEGAL REPRESENTATION AVAILABLE TO AMERICANS ARRESTED ABROAD

REF: STATE 169217, STATE 147704

1. RESPONSES TO QUESTIONS RAISED IN STATE 147704 AS FOLLOWS:

A. YES. COUNSEL OF THE "PUBLIC DEFENDER" TYPE FOR ALL DEFENDENTS, BRAZILAN AND FOREIGN, IS PROVIDED FOR UNDER BRAZILIAN LAW.

B. THE AVAILABILITY OF SUCH FREE COUNSEL, HOWEVER, IS RESTRICTED BY THE SMALL NUMBER OF PUBLIC DEFENDER LAWYERS AND BY THE LARGE VOLUME OF CASES FACING THEM. DEFENDENTS, ALREADY ENMESHED IN A SLOW AND CUMBERSOME LEGAL SYSTEM, MUST OFTEN SUFFER CONSIDERABLE ADDITIONAL DELAYS WHILE WAITING FOR FREE COUNSEL TO BECOME AVAILABLE.

C. WHILE THE CONSULATE HAS NOT HAD ANY EXPERIENCE WITH PUBLIC DEFENDER TYPE LAWYERS, THE POST HAS BEEN INFORMED THAT WHERE THE LAWYERS ARE GENERALLY COMPETENT, THEIR ABILITY TO PROVIDE QUALITY LEGAL ASSISTANCE IS HANDICAPPED BY THEIR LARGE WORKLOADS AND BY A LACK OF SUITABLE STAFF SUPPORT. FOR THESE REASONS, QUALITY OF FREE LEGAL COUNSEL SEEN AS BEING SIGNIFICANTLY INFERIOR TO THAT PROVIDED BY PRIVATE COUNSELS.

2. POST REGRETS LATE SUBMISSION OF THIS RESPONSE.

UNCLASSIFIED

UNCLASSIFIED

PAGE 02 RECIFE 00155 221431Z

HOFFENBERG

UNCLASSIFIED

NNN

## Message Attributes

**Automatic Decaptioning:** X  
**Capture Date:** 01-Jan-1994 12:00:00 am  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** n/a  
**Control Number:** n/a  
**Copy:** SINGLE  
**Sent Date:** 22-Jul-1977 12:00:00 am  
**Decaption Date:** 01-Jan-1960 12:00:00 am  
**Decaption Note:**  
**Disposition Action:** n/a  
**Disposition Approved on Date:**  
**Disposition Case Number:** n/a  
**Disposition Comment:**  
**Disposition Date:** 01-Jan-1960 12:00:00 am  
**Disposition Event:**  
**Disposition History:** n/a  
**Disposition Reason:**  
**Disposition Remarks:**  
**Document Number:** 1977RECIFE00155  
**Document Source:** CORE  
**Document Unique ID:** 00  
**Drafter:** n/a  
**Enclosure:** n/a  
**Executive Order:** N/A  
**Errors:** N/A  
**Expiration:**  
**Film Number:** D770262-0439  
**Format:** TEL  
**From:** RECIFE  
**Handling Restrictions:** n/a  
**Image Path:**  
**ISecure:** 1  
**Legacy Key:** link1977/newtext/t19770729/aaaaayjk.tel  
**Line Count:** 56  
**Litigation Code IDs:**  
**Litigation Codes:**  
**Litigation History:**  
**Locator:** TEXT ON-LINE, ON MICROFILM  
**Message ID:** 28bb5b65-c288-dd11-92da-001cc4696bcc  
**Office:** ACTION SCSE  
**Original Classification:** UNCLASSIFIED  
**Original Handling Restrictions:** n/a  
**Original Previous Classification:** n/a  
**Original Previous Handling Restrictions:** n/a  
**Page Count:** 2  
**Previous Channel Indicators:** n/a  
**Previous Classification:** n/a  
**Previous Handling Restrictions:** n/a  
**Reference:** 77 STATE 169217, 77 STATE 147704  
**Retention:** 0  
**Review Action:** RELEASED, APPROVED  
**Review Content Flags:**  
**Review Date:** 13-Oct-2004 12:00:00 am  
**Review Event:**  
**Review Exemptions:** n/a  
**Review Media Identifier:**  
**Review Release Date:** n/a  
**Review Release Event:** n/a  
**Review Transfer Date:**  
**Review Withdrawn Fields:** n/a  
**SAS ID:** 1775090  
**Secure:** OPEN  
**Status:** NATIVE  
**Subject:** LEGAL REPRESENTATION AVAILABLE TO AMERICANS ARRESTED ABROAD  
**TAGS:** CARR  
**To:** STATE  
**Type:** TE  
**vdkgvwkey:** odbc://SAS/SAS.dbo.SAS\_Docs/28bb5b65-c288-dd11-92da-001cc4696bcc  
**Review Markings:**  
Margaret P. Grafeld  
Declassified/Released  
US Department of State  
EO Systematic Review  
22 May 2009  
**Markings:** Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 22 May 2009